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ARIAD 395D US

In The United States Patent And Trademark Office

Appln. No. : 09/740,393

Inventors : Weigele et al.

Filing Date : December 18, 2000

For : Purine Derivatives

Art Group : **1624**

Examiner : **Berch, Mark L.**

Commissioner for Patents
USPTO
PO Box 1450
Alexandria, VA 22313-1450

August 2, 2004

Response to Notice of Non-Compliant Amendment

Sir:

Two Notices on Non-Compliant Amendment were issued in connection with applicants' 3/15/03 Response & Amendment. The first Notice was issued on 3/31/2004. The second Notice, apparently superceding the first Notice, issued on 07/09/2004 and requires a response by 08/09/2004. This paper, dated 08/02/2004 is in response to the second Notice and is believed to be timely filed.

In the event that the second Notice effectively supercedes the first Notice, then no fee should be due.

To the extent that an extension of time is deemed necessary based on the date of the first (presumed superceded) Notice, applicants hereby request a three month extension of time and authorize the PTO to charge the amount of such fee to their deposit account No. 01-2315. However, it is applicants' belief that no fee is currently due.

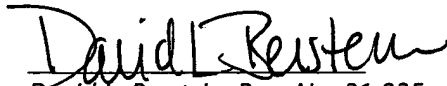
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Applicants include herewith a copy of their claims, which are now rearranged, renumbered and in compliance with the relevant regulations, although substantively unchanged. Note that the new claims are now numbered 47 – 52.

Conclusion

As we noted in our last paper, applicants thank the examiner for his continued thorough and thoughtful review of this case. We believe that the rearranged and renumbered claims are in good condition for allowance. If any issues remain open which might be amenable to resolution by phone, the Examiner is invited to call applicants' undersigned attorney.

Respectfully submitted,

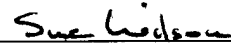


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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, USPTO, PO Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

date: August 2, 2004


Sue Wilson